

A MEETING OF THE SEWER BOARD OF THE CIVIL CITY OF NEW ALBANY, INDIANA, WILL BE HELD IN THE THIRD FLOOR ASSEMBLY ROOM OF THE CITY-COUNTY BUILDING ON THURSDAY, MAY 8, 2008 AT 8:30 P.M.

PRESENT: Chairman Ron Carroll, Vice Chairman Bill Utz..

OTHERS: James Garner, Brian Dixon and Rob Sartell, EMC, Kelly Welsh and City Clerk Marcey Wisman.

CALL TO ORDER:

Mr. Carroll called the meeting to order at 8:30 a.m.

PLEDGE OF ALLEGIANCE:

APPROVAL OR CORRECTION OF THE FOLLOWING MINUTES:

Mr. Utz moved to approve the April 24th meeting minutes with corrections, Mr. Carroll moved to second, all voted in favor.

BIDS:

Mr. Dixon stated that he has bids for an area that they did work on Market and Vincennes, and this is going back upstream about 100 feet because there is sand in the line and they can't get the cameras through the line. He stated that they have snipped the hose at that spot and went on working with the Aquajet but this line needs to be fixed and the hose removed. He stated that he contacted 5 contractors and received two quotes to replace 160 feet of sewer line.

Cornell Harbison	\$115,763.00
Excel Excavating	\$ 93,306.77

Mr. Dixon stated that he would like time to review these and make sure there aren't any problems and if there isn't he would like the board to go ahead and approve Excel to get them started as soon as possible.

Mr. Utz made the motion to approve Excel upon completion of Mr. Dixon's review finding reason not to accept, Mr. Carroll second, all voted in favor.

COMMUNICATIONS - PUBLIC:

Mr. Kochert, addressed the board regarding a basement backup in Beeler Street, he stated that it was music to his ears that they will not be giving anymore waivers on tap fees because he believes that everyone should pay their fair share. He asked if they have received payment from IUS and Purdue. He also stated that he is concerned about the trenching that was repaired and are now sinking such as on McDonald Lane and Mt. Tabor Road. He stated they need to come up with a solution to this problem before they continue paving.

Mr. Carroll informed him that Purdue has paid and IUS will be paying. He asked Mr. Christmas to address the problems with the trenches sinking.

Mr. Christmas stated that since they have switched to different materials such as stone the issue with sinking has corrected itself and he hopes it continues to correct itself.

Mr. Kochert stated that they pay good money to have these projects inspected as they are being done and they should be held accountable if they have to go back and fix it.

Mr. Carroll stated that the contractors should have to come back and repair those at their expense. He asked Mr. Dixon about the problem on Beeler Street.

Mr. Dixon stated that the McLean Lift Station is on the agenda for 2009 for an upgrade and they haven't deviated from that plan yet.

Mr. Carroll asked what they can do now for the basements that are flooding.

Mr. Dixon stated that they are doing what they can to make sure they keep the lines clean and they are working with Clark Dietz and Donahue to see if there is some alternatives that they need to pursue regarding Basin 16. He stated that they raised the manhole up and it seemed to alleviate the problem but then a new problem popped up.

Mr. Utz informed them that Basin 16 was the first corrective action that they took and he is very disappointed that they are still having problems every time there is a little rain with the McLean lift station and he believed they need to take a good look at this to find out what the problem is.

Mr. Kochert stated that Korb and Sanderson, which is part of Basin 16, had an over-flow at the manhole on Derby. .

Mr. Dixon stated that until this year they had no problems in this area and they are trying to figure out what has changed to cause these problems. They have televised the line and they are not finding any major settling in the line. He stated that as soon as Clark Dietz gets with them they will bring it to the board.

Mr. Carroll told Mr. Kochert that anytime he has any problems to please give him a call.

COMMUNICATIONS - CITY OFFICIALS

Mr. Buchanan informed the board of a citation from IDEM for an over-flow at a man-hole on Janie Lane and he asked that they prepare a response letter for Mr. Carroll to sign.

Mr. Sartell stated that they would.

Mr. Buchanan stated that the city council has had a first reading on an ordinance for all contracts to be bid out and he wanted to know of any problems that would arise from that.

Mr. Dixon stated that the way he reads it was that all contracts have to be approved by the council and this includes emergency maintenance contracts and he is concerned with how they would expedite these as best as possible.

Mr. Utz stated that it sounds to him like lack of faith on the part of the council and they are dealing in areas that they have far less expertise than what is on the Sewer Board.

SEWER ADJUSTMENTS:

Mrs. Welsh informed the board that the council did pass a resolution for them to establish a change fund so they will be able to start making change for customers who come in and pay their bills.

NEW BUSINESS:

Item #1 - TSI Paving re: REL Force Main water line issue at the Rustic Frog

Mr. Triplett from TSI spoke with the board regarding a water line that was hit on Jackson Street and they called all the water companies and no one claimed the line they found. He stated that they fixed the line and in the process it ran for about 50 minutes and he asked IN-AWC how much a 4 inch line could pump in that time and he was told somewhere between \$80-\$90. He stated that they repaired the line on the 3rd and he and

Mr. Christmas was there the whole time and they turned the water on about 5:30 PM. He stated that he went down to the Rustic Frog himself and checked every faucet in the facility and double checked with the people on site to make sure they were happy with the pressure and checked the coke dispensers. He explained that he received a call the next day saying that their water tasted funny so he had the water tested and it came back at drinkable standards and that was the last he heard of it. He explained that the owner of the Rustic Frog indicated to him that their line had been hit numerous times in the past and has surged several different times. He explained to the board where they hit the line and how it went down the line and stated that the break that he saw is still not covered up. He explained that he received a call from John Mattingly who was upset about a water break and he explained to him that he had no idea what he was talking about since they had been gone from that area for months. He stated Mr. Mattingly called him back after some investigation and apologized and said the break was on their property. He explained that they then received a letter from the board stating that he is solely responsible for \$4400 dollars and from his estimation he sees no way that TSI had anything to do with the high water bill at the Rustic Frog.

Mr. Buchanan stated that he isn't so sure the Sewer Board should be the arbiter of this situation because it is really a private matter. He stated that he had reservations when the board acted on it in the first place.

Mr. Triplett stated that he would welcome the private litigation he just wanted to make sure that TSI was in good standing with the Sewer Board because they enjoy doing work for the city.

Mr. Carroll assured him that they will not have any problems with the board.

Item #3 - Greg Henderzahs re: excess water in April to fill his pool.

Mr. Henderzahs addressed the board and informed them that his pool had a leak and he had to completely empty his pool and then fill it which was a total of 15,000 gallons and he came to see if the board could help with the sewer portion of his bill since he had this done in April which is outside of the summer billing period.

Mr. Carroll asked what the difference was between the summer and the fall billing.

Ms. Welsh stated that during June through October they give them an automatic discount and they will use their Nov-May average to give them the discount. She explained that there was an ordinance passed in 2005 specifically for pools and for anyone that filled their pools outside that time frame it stated that they would have to have an outside meter or other water source.

Mr. Henderzahs stated that this really was his only option because the trucks to bring water in couldn't fit down his street and none of the water went into the sewers. He stated that in the five years that he has had this pool this is the first time he has had this issue.

Mr. Carroll asked Ms. Welsh how much money they would be talking about on this bill.

Ms. Welsh said at least a \$200-\$300 bill on just sewage.

Mr. Utz asked if he had received the bill yet.

Mr. Henderzahs stated that he had not.

Mr. Carroll stated that he thinks they should give him a break on it.

Mr. Utz stated that he has always been sympathetic to this issue but the ordinance doesn't state that they can make exceptions.

Ms. Welsh stated that they should look back to see if they had given any breaks to people who had leaks in their pools in the past as long as they proved they fixed the issue.

Ms. Wisman stated that there was one done last year with Mr. King

Mr. Carroll stated that when he gets his bill to bring it in.

Mr. Utz stated that he should send the repair bill along with the water bill to Ms. Welsh's office.

Ms. Welsh stated she really wouldn't need the bill but she would need the repair documentation and well as documentation stating that they fixed the lining specifically.

Mr. Henderzahs thanked the board for their time and consideration on this matter.

Item #4 - Joe Kirchgessner re: tapping into the sewer at 1407 Mc Donald Ave. 502-817-4181

Mr. Kirchgessner was not present.

OLD BUSINESS:

Item #1 - Clark Dietz re: Project Update

Mr. Christmas reviewed his memo and stated on the basin 35 project he has received correspondence from Tim May from KFC regarding their request for additional work to be done which they did not ask for when they initially discussed the restoration. They are now asking that the parking lot be resealed and stripped. Team is willing to pay for half of the cost themselves but he needs to see if the board would be willing to do this work.

Mr. Utz stated that this would be a good-will project.

Mr. Christmas informed the board that this property is actually owned by Elliott Phillips, J&S Properties and they will be dealing with them.

Mr. Utz moved to cover the cost of half of the re-sealing, Mr. Carroll second, all voted in favor.

Mr. Carroll asked how it was going with the golf club.

Mr. Christmas stated that the \$35,000 agreement has been approved and they are just waiting for the paper-work. He explained that he sent them an agreement to review for the Grantline project; he stated that he does not need an answer on that today, but asked if anyone had any questions.

Mr. Buchanan stated that he did review the contract and he had a question regarding the language that was used for the easement.

Mr. Christmas explained that he always has the easement line in there and explained that what he his talking about is a fee for doing the design work which does not include easement exhibit.

Mr. Utz asked about the \$25,000 regarding the railroad.

Mr. Christmas stated that was a separate issue. He stated that one is just a normal language for easements that come up on any projects they have lined up and they will provide the exhibits and legal descriptions however there is an additional cost of \$650. He explained that on this project he doesn't anticipate any easement because INDOT is acquiring all the rite-of-way and easements but with the railroad there is always a cost to cross them and it is usually a pretty significant fee which is not included in the price.

Mr. Dixon stated that the construction on the line on Grantline Road has to be complete

by March 2009, and they are not critical yet construction on this will take 3-4 months and the design and permitting has yet to be done which will take a considerable amount of time. He stated that somewhere along the line they need to make the decision to get started on this project to make the deadline.

Mr. Christmas stated that while he didn't expect a decision today the sooner the better because this project is going to take a considerable amount of coordination that needs to take place.

Item #2 - Donohue re: Project Update

Mr. Dixon stated that Paul is on vacation and the only thing that he had was rescheduling the meeting to discuss the 15th Street project. He said that needs to get done quickly because he is having problems out there and he does not want to have a lot of band-aids.

EMC REPORT:

Mr. Carroll asked if they had a check for them.

Mr. Sartell stated that they have been talking with the Mayor and they should have one soon.

Mr. Carroll stated that Mr. Danks called the Mayor yesterday and said he would be here to present it.

Mr. Sartell stated that he is with the Mayor right now.

Mr. Dixon reported on Ms. Swartz's backup. He stated that the clean-up has been done in her house and they have checked the line to see why there is so much grease in the line. He received information from Pizza King which shows that they are having their grease trap cleaned on a regular basis. The Asian Buffet showed them paperwork that indicates that they probably have not cleaned their grease trap for approximately two years. He explained that the ordinance states that they are to have it cleaned every six months and due to the fact that this is a reoccurring problem they might want to have the line cleaned more often. He stated that he would like to be able to tell the citizens that are concerned with this issue what steps the board is going to take to prevent it from happening again and because it is a private line he can't clean it on a regular basis without board approval.

Mr. Carroll stated that if it is a private line they should have it cleaned.

Mr. Dixon stated that he is correct and they should also have the grease trap cleaned on a regular basis.

Mr. Buchanan asked if they could just look at the grease trap and tell that it hadn't been cleaned.

Mr. Dixon stated that to a certain degree yes. He explained that the grease does come to the top and then there is a layer of water and that is how you can tell if it has been cleaned and the last time their trap was cleaned it was pretty much filled up with grease.

Mr. Buchanan asked if they need to go out and inspect it themselves.

Mr. Dixon stated that they do not have the personnel that are trained to inspect these.

Mr. Sartell stated that the ordinance puts the burden on the business owners.

Mr. Carroll stated that is for every six months but Mr. Dixon is asking if they need to require them to do it more often.

Mr. Utz asked if they had a requirement that stated that they are to provide the board

with documentation that the cleaning has been done.

Mr. Sartell stated that they can't provide documentation that shows where it has been cleaned for the entire 2007 year.

Mr. Dixon stated that the problem with holding them responsible for the line is that he can't prove that it all came from the Asian Buffet.

Mr. Carroll asked if there is a fine if they do not have it checked every six months.

Mr. Dixon stated that there is.

Mr. Carroll stated that they need to inform them that if this is not done every six months then they are in violation and they will be fined.

Mr. Utz asked if the code enables them to tell people when a more frequent cleaning is necessary.

Mr. Chris Conrad stated that it does and they actually put this into play with Taco Bell who is required to have it cleaned every two months.

Mr. Utz stated that is what they need to go to with this one as bad as the problems have been in the past.

Mr. Dixon stated that he will send them a letter stating that need this done every two months.

Mr. Carroll stated that for May/June they want a report that it was cleaned.

Mr. Dixon stated that one of the problems is that they have a big turn over in the managers and the information isn't passed on to the new managers.

Mr. Utz asked if they could require that they send the proof of cleaning to Chris after it is done and then that can be reported to the board.

Mr. Dixon stated that at 810 and 812 Catherine Place they have discovered a back-up in the line and he is going to need to get permission to get a contractor out there to open that up.

Mr. Carroll stated that should call him on his cell phone with the information.

Mr. Dixon presented the board with a copy of the sewer credit list and explained the spread sheet to the board and stated that he will update it and bring it to the board at least once a month. He stated that he also gave them a copy of the IUS dorm approval from IDEM so they should be able to get the money for the credits.

There was a lengthy discussion regarding sewer credits and how they work and Mr. Dixon explained the terminology used on the report.

CLAIMS:

ADJOURNMENT:

There being no further business before the Sewer Board, the meeting adjourned at 9:48 a.m.

Respectfully submitted,

Ron Carroll, Chairman

Marcey J. Wisman, City Clerk

